



Superior Court of California

County of Alameda

Courthouse
1225 Fallon Street
Oakland, California 94612

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA

GENERAL DIRECTIVE BY THE PRESIDING JUDGE

DIRECTIVE NO: 2006-10

SUBJECT: WEAPONS-SCREENING STATION

1. Entry Directive

Pursuant to Code of Civil Procedure §§ 128 and 187 [See *People v. Hayes* (1999) 21 Cal.4th 1211, 1268 - 1269] persons entering any location of the Superior Court of California, County of Alameda in which a Weapons-Screening Station is in use, must enter through one of the security check points. However persons issued proximity cards by the court, the General Services Agency and the county may enter any location of the court by separate entrance controlled by proximity cards.

2. Prohibition of Entry

Any person refusing to pass through a Weapons-Screening Station or refusing to submit to a search of their person and belongings will be denied entry into the building.

3a. Exception to Prohibition of Entry

The prohibition of entry does not apply to any elected public officer under Article 6, Section 15 [a judge of a court of record] or Article 11 Section 1 [an elected county sheriff, an elected district attorney, an elected assessor, and an elected governing body] of the Constitution of California because a General Directive cannot create an additional condition of holding office [See *People v. Chessman* (1959) 52 Cal.2d 467, 500]. This exception to the prohibition of entry only applies to elected constitutional officers. This particular exception to the prohibition of entry does not apply to the deputies or assistants of elected office holders, appointed office holders nor employees of the county or court.

3b. Exception to Prohibition of Entry for Employees of the Court or County

The prohibition of entry does not apply to the deputies or assistants of elected office holders, appointed office holders nor employees of the county or court who display an employment identification card that is approved by the Alameda County Sheriff and acknowledged by Alameda County Sheriff's Office staff at the Weapons-Screening Station.

4. Prohibition of Armed Entry

Any person in possession of any weapon described in Section 171(b) of the California Penal Code, or any person in possession of any object reasonably deemed capable of being used as a deadly or dangerous weapon by the Alameda County Sheriff, will be denied entry into the building.

5. Exception to Prohibition of Armed Entry

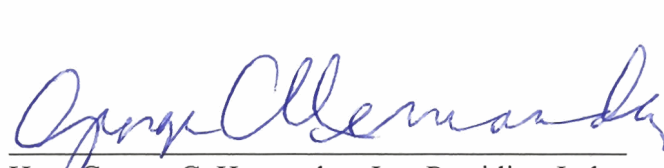
This prohibition does not apply to peace officers.

6. Operational Control

All Weapons-Screening Stations operations shall be under the direction of the Alameda County Sheriff.

This directive shall expire on December 31, 2006.

Dated: January 3, 2006



Hon. George C. Hernandez, Jr. - Presiding Judge
Superior Court of California
County of Alameda